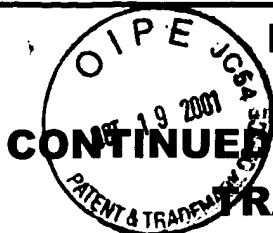


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RCE 1652/13



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/160,067
Filing Date	September 24, 1998
First Named Inventor	Walter H. Günzburg
Group Art Unit	1652
Examiner Name	R. Hutson
Attorney Docket Number	2316.1010-000

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.

iii. ☐ Other -- ☐.

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other -- ☐.

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other -- ☐.

3. Fees

The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed. A copy is enclosed for accounting purposes.

a. ☒ A check is enclosed for the following fees in the amount of 2150.00

OR

☐ Authorization is granted to charge the following fees to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

b. i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

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ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

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740.00 DP

iii. ☒ Amendment Fee

iv. ☐ Other -- ☐.

c. ☒ Authorization is hereby granted to charge any insufficiency in fees or credit any overpayments to Deposit Account No. 08-0380.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)

Anne J. Collins

Registration No. (Attorney/Agent)

40,564

Signature

Anne J. Collins

Date

October 15, 2001

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)

Dawn M. Myers

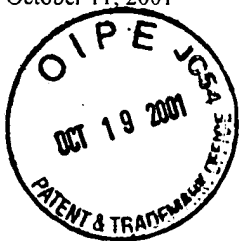
Dawn M. Myers

Signature

Dawn M. Myers

Date

October 15, 2001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter H. Gunzburg, Peter Karle, Robert M. Saller, Brian Salmons, Matthias Mohr
and Petra Muller

Application No.: 09/160,067 Group: 1652
Filed: September 24, 1998 Examiner: R. Hutson
For: Encapsulated Cells Producing Cytochrome p450

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on <u>10-15-01</u>	<u>Dawn M Myers</u>
Date	Signature
<u>DAWN M MYERS</u>	
Typed or printed name of person signing certificate	

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Amendment is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on October 12, 2000 in the above-identified application. Reconsideration and further examination are requested.

A Request For Continued Examination under 37 C.F.R. §1.114 is being filed in lieu of filing a Brief on Appeal pursuant to the Notice of Appeal received in the U.S. Patent and Trademark Office on April 13, 2001 in the above-identified application. A four-month extension of time for filing a Brief on Appeal is respectfully requested. A separate Petition for Extension of Time and the appropriate fees are being filed concurrently.

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